

**LEGISLATIVE SERVICES AGENCY  
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**FISCAL IMPACT STATEMENT**

**LS 6403**

**BILL NUMBER:** SB 249

**NOTE PREPARED:** Feb 14, 2012

**BILL AMENDED:**

**SUBJECT:** Record of Marriage.

**FIRST AUTHOR:** Sen. Alting

**FIRST SPONSOR:** Rep. Truitt

**BILL STATUS:** CR Adopted - 2<sup>nd</sup> House

**FUNDS AFFECTED:** X **GENERAL**  
**DEDICATED**  
**FEDERAL**

**IMPACT:** State & Local

**Summary of Legislation:** This bill provides that a clerk of a circuit court: (1) may forward a record of marriage to the State Department of Health in a paper form or in an electronic form by using an automated system developed by the Judicial Technology and Automation Project or another automated system approved by the State Department of Health; and (2) who forwards a record of marriage to the State Department of Health in an electronic form is not required to forward the record of marriage to the State Department of Health in a paper form.

**Effective Date:** July 1, 2012.

**Explanation of State Expenditures:** This bill would affect both the State Department of Health and the Division of State Court Administration staff.

The State Department of Health stores marriage license records. The State Department of Health would save money on postage, paper, and staff time in processing the mail and inputting the records.

Staff within the Division of State Court Administration administer INcite (Indiana Court Information Technology Extranet System) and developed the technology to compile marriage licenses using INcite. If all 92 counties use INcite to process marriage records, the Division will have ongoing costs for staff salaries, server space, maintenance and support of software, and continuing operation of a help desk, which is available five days each week.

The Division staff that operate INcite are paid with the Automated Recordkeeping Fee revenue, which is

collected as part of the court fee system. Any added costs should be able to be absorbed if available funding from the Automated Recordkeeping Fee remains stable.

**Explanation of State Revenues:**

**Explanation of Local Expenditures:** Counties which currently use paper forms will save money on both paper and postage if they switch to the online system supported by the Division of State Court Administration. As of December 2011, 75 counties reported using the online system supported by Division of State Court Administration.

**Explanation of Local Revenues:**

**State Agencies Affected:** State Department of Health; Judicial Technology and Automation Program administered within the Division of State Court Administration.

**Local Agencies Affected:** Circuit Court Clerks.

**Information Sources:** Scott Zarazee; Deputy Legislative Director, Office of Legislative Affairs and Strategic Planning, Indiana State Department of Health; Mary Deprez, Director and Counsel, Trial Court Technology, Division of State Court Administration.

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